

TO: Mail Stop 8 Director of the U.S. Patent and Trademark Office P.O. Box 1450 Alexandria, VA 22313-1450	REPORT ON THE FILING OR DETERMINATION OF AN ACTION REGARDING A PATENT OR TRADEMARK
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In Compliance with 35 U.S.C. § 290 and/or 15 U.S.C. § 1116 you are hereby advised that a court action has been
 filed in the U. S. District Court Eastern District of New York on the following ☒ Patents or ☐ Trademarks:


DOCKET NO. 08CV1556(TCP)	DATE FILED 4/15/2008	U.S. DISTRICT COURT Eastern District of New York	
PLAINTIFF GMC, LLC		DEFENDANT KOSHER.COM	
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK	HOLDER OF PATENT OR TRADEMARK	
1 US 7,184,987 B2	2/27/2007	See attached Complaint	
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In the above—entitled case, the following patent(s)/ trademark(s) have been included:

DATE INCLUDED	INCLUDED BY <input type="checkbox"/> Amendment <input type="checkbox"/> Answer <input type="checkbox"/> Cross Bill <input type="checkbox"/> Other Pleading		
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK	HOLDER OF PATENT OR TRADEMARK	
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In the above—entitled case, the following decision has been rendered or judgement issued:

DECISION/JUDGEMENT

CLERK Robert C. Heinemann	(BY) DEPUTY CLERK. 	DATE 4/17/2008
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Copy 1—Upon initiation of action, mail this copy to Director Copy 3—Upon termination of action, mail this copy to Director
 Copy 2—Upon filing document adding patent(s); mail this copy to Director Copy 4—Case file copy

1 UNITED STATES DISTRICT COURT FOR
2 THE EASTERN DISTRICT OF NEW YORK

3 Jean-Marc Zimmerman (JZ 7743)
4 Zimmerman, Levi & Korsinsky, LLP
5 226 St. Paul Street
6 Westfield, NJ 07090
7 Tel: (908) 654-8000
8 Fax: (908) 654-7207

9 Attorneys for Plaintiff GBM, LLC

10 GBM, LLC,

11 Plaintiff,

12 v.

13 KOSHER.COM,

14 Defendant.

08-1556

PLATT, J.

Case No.

ORENSTEIN, M.J.

COMPLAINT FOR PATENT
INFRINGEMENT

DEMAND FOR JURY TRIAL

★ APR 15 2008 ★

BROOKLYN OFFICE

15 Plaintiff, GBM, LLC (hereinafter referred to as "GBM"), demands a jury trial and complains
16 against the defendant as follows:

17 THE PARTIES

18 1. GBM is a limited liability company organized and existing under the laws of the
19 State of Nevada having an office at 173 Elm Street, 3rd Floor, Westfield, New Jersey 07090.

20 2. Upon information and belief, Kosher.com (hereinafter referred to as "Defendant" or
21 "Kosher.com") is a business organized and existing under the laws of the State of New York,
22 having a place of business at P.O. Box 575, Cedarhurst, New York 11516. Kosher.com sells a wide
23 variety of kosher foods and gifts over the Internet on its website www.kosher.com ("the
24 Kosher.com Website").

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JURISDICTION AND VENUE

3. This action arises under the patent laws of the United States of America, Title 35 of the United States Code. This Court has jurisdiction of this action under 28 U.S.C. §§ 1331 and 1338(a).

4. Upon information and belief, Defendant is doing business and committing infringements in this judicial district and is subject to personal jurisdiction in this judicial district.

5. Venue is proper in this judicial district pursuant to 28 U.S.C. §§ 1391 and 1400(b).

CLAIM FOR PATENT INFRINGEMENT

6. Plaintiff, GBM, repeats and incorporates herein the entirety of the allegations contained in paragraphs 1 through 5 above.

7. On February 27, 2007, U.S. Patent No. 7,184,987 (hereinafter referred to as "the '987 patent") was duly and legally issued to Millennium, L.P. ("Millennium") for an invention entitled "Internet-Based System and Method for Facilitating Commercial Transactions Between Buyers and Vendors." The Patent was subsequently assigned to GBM. A copy of the '987 patent is attached to this Complaint as Exhibit 1.

8. GBM is the owner of all right, title and interest in and to the '987 patent.

COUNT ONE

9. Plaintiff, GBM, repeats and incorporates herein the entirety of the allegations contained in paragraphs 1 through 8 above.

10. Kosher.com has for a long time past and still is infringing, actively inducing the infringement of and/or contributorily infringing in this judicial district the '987 patent by, among other things operating the Kosher.com Website that facilitates commerce between vendors and buyers pursuant to a claim of the '987 patent without permission from GBM.

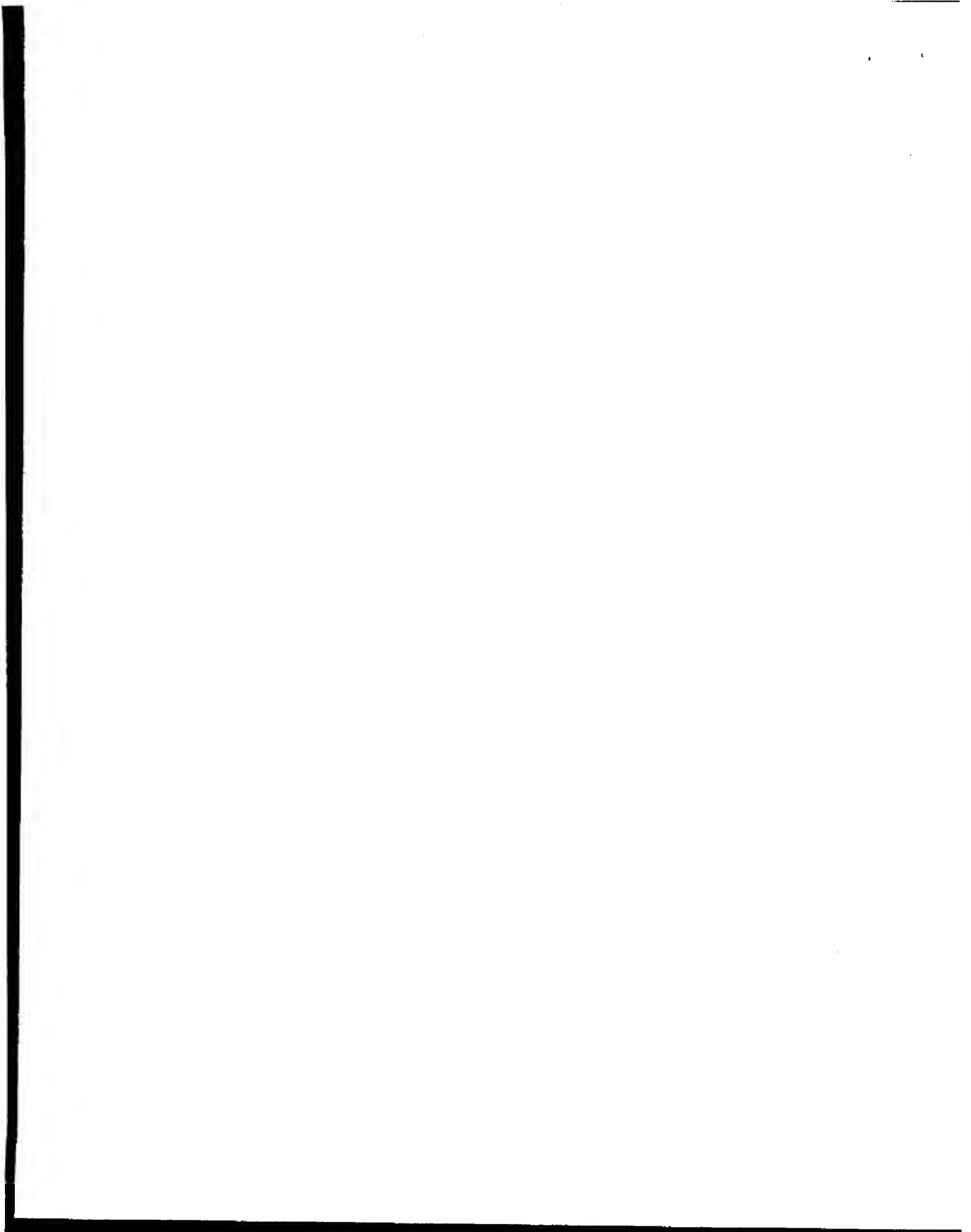
4 1

1 11. Plaintiff, GBM, has been damaged by such infringing activities by the Defendant of
2 the '987 patent and will be irreparably harmed unless such infringing activities are enjoined by this
3 Court.

4 **PRAYER FOR RELIEF**

5 WHEREFORE, THE Plaintiff, GBM prays for judgment against the Defendant Kosher.com
6 on all the counts and for the following relief:

- 7 A. Declaration that the Plaintiff is the owner of the '987 patent, and that the Plaintiff has
8 the right to sue and to recover for infringement thereof;
- 9 B. Declaration that the '987 patent is valid and enforceable;
- 10 C. Declaration that the Defendant has infringed, actively induced infringement of,
11 and/or contributorily infringed the '987 patent;
- 12 D. A preliminary and permanent injunction against the Defendant, each of its officers,
13 agents, servants, employees, and attorneys, all parent and subsidiary corporations,
14 their assigns and successors in interest, and those persons acting in active concert or
15 participation with them, enjoining them from continuing acts of infringement, active
16 inducement of infringement, and contributory infringement of GBM's '987 patent;
- 17 E. An accounting for damages under 35 U.S.C. §284 for infringement of GBM's '987
18 patent by the Defendant and the award of damages so ascertained to the Plaintiff,
19 GBM, together with interest as provided by law;
- 20 P. Award of GBM's costs and expenses; and
- 21 Q. Such other and further relief as this Court may deem proper, just and equitable.
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Dated: April 9, 2008
Westfield, NJ